

1 HOUSE JOINT MEMORIAL 52

2 46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

3 INTRODUCED BY

4 Joe Thompson

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10 A JOINT MEMORIAL

11 REQUESTING THE DEPARTMENT OF HEALTH TO LEAD A COOPERATIVE  
12 EFFORT TO DEVELOP A SYSTEM TO TRACK THE INCIDENCE OF NON-FATAL  
13 INJURIES AND DISABILITY, CONDUCT PUBLIC HEARINGS AND DEVELOP A  
14 PLAN TO ADDRESS THE LONG-TERM CARE NEEDS OF PERSONS WITH BRAIN  
15 INJURY IN NEW MEXICO.

16  
17 WHEREAS, statistics from the federal centers for disease  
18 control and prevention show that approximately one thousand  
19 seven hundred forty-five persons were hospitalized for  
20 traumatic brain injury in New Mexico in 2001; and

21 WHEREAS, an additional four hundred fifty-five were killed  
22 in the same year; and

23 WHEREAS, over nine thousand persons were treated and  
24 released from emergency rooms in New Mexico hospitals in 2001;  
25 and

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1           WHEREAS, non-fatal injury is a major cause of disability  
2 in New Mexico; and

3           WHEREAS, the data system for tracking injuries in New  
4 Mexico has failed to provide adequate data on injury and the  
5 consequences of injury and does not provide sufficient  
6 information to permit appropriate planning for prevention and  
7 intervention strategies; and

8           WHEREAS, the United States department of transportation  
9 has developed crash outcome data evaluation systems that have  
10 not been applied or utilized in New Mexico; and

11           WHEREAS, many people with brain injury in New Mexico are  
12 in serious need of community-based long-term care services that  
13 are currently not available as an alternative to institutional  
14 care in the state; and

15           WHEREAS, the United States supreme court's *Olmstead*  
16 decision affirmed the right of these persons to receive  
17 community-based care as an alternative to institutional care;

18           NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE  
19 STATE OF NEW MEXICO that the department of health be requested  
20 to lead a cooperative effort to develop a system to track the  
21 incidence, prevalence and cost of non-fatal injuries and  
22 disability in New Mexico; and

23           BE IT FURTHER RESOLVED that the state highway and  
24 transportation department, the human services department, the  
25 New Mexico health policy commission, the university of New

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1 Mexico health sciences center, other relevant state agencies  
2 and statewide associations and organizations representing the  
3 interests of brain injured individuals and long-term care  
4 providers be involved in this cooperative effort; and

5 BE IT FURTHER RESOLVED that the department of health  
6 compile information about the incidence, prevalence and cost of  
7 non-fatal injuries and make annual reports to the New Mexico  
8 legislature; and

9 BE IT FURTHER RESOLVED that the state highway and  
10 transportation department ensure that motor vehicle crash data  
11 systems produce ongoing, comprehensive information about the  
12 nature, extent, outcome and cost of motor vehicle injuries in a  
13 format consistent with the crash outcome data evaluation system  
14 concepts of the United States department of transportation, and  
15 that this information be included in the department of health's  
16 annual report; and

17 BE IT FURTHER RESOLVED that the long-term care division of  
18 the department of health conduct public hearings across the  
19 state to collect input from the brain injury community  
20 regarding recommendations for the development and  
21 implementation of a system of long-term care for persons with  
22 brain injury; and

23 BE IT FURTHER RESOLVED that the department of health use  
24 the information gathered from the public hearings and, in  
25 cooperation with the human services department, consider the

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1 viability of a medicaid waiver to meet the needs of persons  
2 with brain injury; and

3 BE IT FURTHER RESOLVED that the department of health  
4 report its findings and recommendations to the interim  
5 legislative health and human services committee at its October  
6 2003 meeting; and

7 BE IT FURTHER RESOLVED that copies of this memorial be  
8 transmitted to the department of health, the human services  
9 department, the state highway and transportation department,  
10 the New Mexico health policy commission, the university of New  
11 Mexico health sciences center and various statewide  
12 associations and organizations representing the interests of  
13 brain injured individuals and long-term care providers.

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